

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**NATIONAL ASSOCIATION FOR THE  
ADVANCEMENT OF COLORED PEOPLE,  
SPRING VALLEY BRANCH, et al.,**

**Plaintiffs,**

**v.**

**EAST RAMAPO CENTRAL SCHOOL  
DISTRICT, et al.,**

**Defendants.**

**ECF CASE**

**Case No. 7:17 Civ. 8943 (CS)(JCM)**

**DISTRICT JUDGE  
CATHY SEIBEL**

**MAGISTRATE JUDGE  
JUDITH C. MCCARTHY**

**NOTICE OF RULE 72(a) OBJECTION TO MAGISTRATE JUDGE MCCARTHY'S  
DECEMBER 29, 2020 REPORT AND RECOMMENDATION**

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 72(a), Defendant East Ramapo Central School District ("District"), through counsel, objects to Judge McCarthy's December 29, 2020 Report and Recommendation (ECF No. 671) awarding attorneys' fees and costs to Plaintiffs' counsel. For the reasons set forth in the accompanying memorandum of law, the District hereby moves this Court to amend Judge McCarthy's Report and Recommendation by exercising its discretion to either decline to issue a fee award or to issue a nominal award. In the alternative, the District requests that this Court amend Judge McCarthy's Report and Recommendation by removing certain non-compensable costs, reducing the award to \$3,983,947.49.

Dated: January 12, 2021

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

s/ David J. Butler  
David J. Butler  
Randall M. Levine  
101 Park Avenue  
New York, NY 10178

T: (212) 309-6000

F: (212) 309-6001

-and-

1111 Pennsylvania Avenue, NW

Washington, DC 20004

T: (202) 739-3000

F: (202) 739-3001

david.butler@morganlewis.com

randall.levine@morganlewis.com

William S.D. Cravens

Clara Kollm

1111 Pennsylvania Avenue, NW

Washington, DC 20004

T: (202) 739-3000

F: (202) 739-3001

william.cravens@morganlewis.com

clara.kollm@morganlewis.com

*Counsel for Defendant East Ramapo Central  
School District*